



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Jeffry G. Weers et al.)	Atty. Docket No.: 0190.00
)	
)	Examiner: Unassigned
)	
Application No.: 10/751,342)	Group Art Unit: 1614
)	
Filed: December 31, 2003)	
)	
Title: AEROSOLIZABLE)	
PHARMACEUTICAL FORMULATION)	
FOR FUNGAL INFECTION THERAPY)	

CERTIFICATE OF MAILING

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Signed: Minna Cottle

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56, §1.97 and §1.98

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

The references listed in the attached Forms PTO/SB/08A and B may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56, 1.97, and 1.98. The Examiner is requested to make these citations of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

Copies of the references are enclosed, as required under 37 CFR §§1.98. Applicants note that U.S. Published Application No. 2002/187106 and WO 02/054868, both submitted herewith, were cited in an International Search Report, also submitted herewith, issued in connection with

Attorney Docket No. 0197.00

International Application No. PCT/US03/41688. The Examiner is referred to the International Search Report for an indication of the relevance given by the International Examiner to the cited documents relative to the claims of the International Application.

This Information Disclosure Statement is being timely filed under 37 CFR §§1.97 and is being filed:

☒ within three months of the filing date of a national application or an RCE; within three months of the date of entry of the national stage as set forth in section 1.491 in an international application; or before the mailing date of a first Office action on the merits (whichever event occurs last);

☐ Please charge the amount of \$___ to Deposit Account 500348

☒ If it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500348.

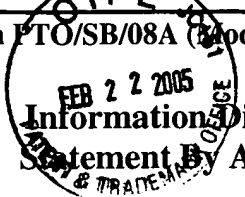
Respectfully submitted,

NEKTAR THERAPEUTICS

Dated: 2/17/05

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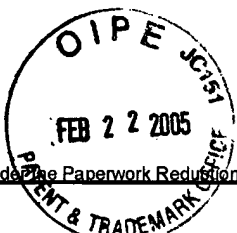
 Form PTO/SB/08A (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.: 0190.00	Application No.: 10/751,342
	Applicant: Jeffry G. Weers et al.	
	Filing Date: 12/31/2003	Group: 1614

U.S. Patent Documents

Examiner Initial	Patent No.	Date	Patentee	Class	Sub-Class	Filing Date
	2002/0017295	02/14/2002	Weers et al.			
	2002/0177562	11/28/2002	Weickert et al.			
	2002/0187106	12/12/2002	Weers et al.			
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	3,991,761	11/16/1976	Cocozza			
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	6,257,233	07/10/2001	Burr et al.			
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	6,546,929	04/15/2003	Burr et al.			

Examiner:	Date Considered:
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



1fw

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
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TRANSMITTAL FORM (to be used for all correspondence after initial filing) Total Number of Pages in This Submission	Application Number	10/751,342
	Filing Date	December 31, 2003
	First Named Inventor	Jeffrey G. Weers et al.
	Art Unit	1614
	Examiner Name	Unassigned
	Attorney Docket Number	0190.00

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	NEKTAR THERAPEUTICS	
Signature	<i>Steven J. Helmer</i>	
Printed name	Steven J. Helmer	
Date	2/17/05	Reg. No. 40,475

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Signature	<i>Minna Cotter</i>	
Typed or printed name	Minna Cotter	Date 17 FEB 05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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